



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No. 7

Blakely, Sokoloff, Taylor and Zafman, LLP
12400 Wilshire Boulevard
Seventh Floor
Los Angeles, CA 90025

COPY MAILED

JUN 2 6 2003

OFFICE OF PETITIONS

In re Application of
Peter F. King, et al.
Application No. 09/945,132
Filed: August 31, 2001
Attorney Docket No. 3399P056

DECISION GRANTING PETITION
UNDER 37 CFR 1.137(b)

This is a decision on the petition filed May 15, 2003, under 37 CFR 1.137(f) which is being treated under the unintentional provisions of 37 CFR 1.137(b), to revive the instant nonprovisional application.

The petition is **DISMISSED AS MOOT**.

If an applicant makes a nonpublication request and then rescinds the nonpublication request before or on the date a counterpart application is filed in an eighteen-month publication country, the application will be treated as if the nonpublication request were never made. In the instant application, a notice to rescind was filed prior to the filing date of the foreign filing. See 35 U.S.C. § 122(b)(2)(B)(iii).

In view of the above, the petition fee of \$1300 is being credited to petitioner's deposit account as authorized.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 306-3475.

This application is being forwarded to Technology Center Art Unit 2153 for examination in due course.

Marianne E. Morgan
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy